

No. 2021-000799-2

MICHELLE FERRELL,
Plaintiff,

v.

SAM'S CLUB,
Defendant.

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IN THE COUNTY COURT

AT LAW NO. _____

TARRANT COUNTY, TEXAS

PLAINTIFF'S ORIGINAL PETITION

Plaintiff, MICHELLE FERRELL, files this original petition against Defendant, SAM'S CLUB, and alleges as follows:

A. DISCOVERY-CONTROL PLAN

1. Plaintiff intends to conduct discovery under the expedited actions process found in the Texas Rule of Civil Procedure 190.2.

B. CLAIM FOR RELIEF UNDER RULE 47 T.R.C.P

2. Plaintiff seeks monetary relief of \$250,000 or less.

C. PARTIES AND SERVICE

3. Plaintiff, MICHELLE FERRELL, is an individual residing in Tarrant County.

4. Defendant, SAM'S CLUB, an entity, may be served through its registered agent CT Corporation System, 1999 Bryan St. #900, Dallas, TX 75201, or wherever Defendant may be found.

D. JURISDICTION AND VENUE

5. The subject matter in controversy is within the jurisdictional limits of this court.

6. Venue is proper in Tarrant County under the Texas Civil Practice & Remedies Code Section 15.002, because all or a substantial part of the events or omissions giving rise to the claim occurred in Tarrant County.

E. FACTS

7. On March 3, 2020, at 6375 NE Loop 820, North Richland Hills, in Tarrant County, Texas, Plaintiff slipped and fell at Sam's Club on a slippery substance on the floor.

8. Plaintiff sustained painful personal injuries due to the fall.

F. NEGLIGENCE OF DEFENDANT

9. At all times material hereto, Defendants, acting through their personnel, agents, and employees, created an unreasonable risk of harm on its premises of which it knew or should have known, and failed to use reasonable care to correct or warn Plaintiff of the condition. As a proximate result of Defendants' negligence, Plaintiff suffered the serious personal injuries complained of herein.

G. PREMISES LIABILITY

10. Defendants owed Plaintiff a duty to exercise ordinary care to keep the premises in reasonably safe condition, inspect the premises to discover latent defects, and to make safe any defects or give an adequate warning of any dangers.

11. Defendants' conduct, and that of their agents, servants, and employees, acting within the scope of their employment, constituted a breach of the duty of ordinary care owed to Plaintiff. Defendants knew or should have known that the condition on its premises posed an unreasonable risk of harm to Plaintiff. Defendants failed to exercise ordinary care to reduce or eliminate this risk, or warn others regarding unreasonable risk of harm.

12. Defendants had a duty to ensure the terrace where Plaintiff was injured was in good repair.

Specifically, Defendants breached its duty in one or more of the following ways:

- a. Failing to inspect the premises on a regular basis;
- b. Failing to correct or warn of the dangerous condition created by the actions of its employees, and agents in allowing an unwarned dangerous condition to continue to exist;
- c. Failing to place signs warning individuals;
- d. Failing to provide adequate instructions to individuals on how to avoid injury;
- e. Failing to exercise reasonable care in establishing and maintaining a premises free of recognized hazards;
- f. Failing to supervise its agents, servants, and employees to ensure the safety of individuals visiting the premises; and
- g. Failing to instruct or train its agents, servants, and employees to maintain a hazard free environment.

13. Each of these acts and omissions, whether taken singularly or in any combination, was a proximate cause of Plaintiff's injuries and damages.

H. RESPONDEAT SUPERIOR

14. At all times material to this petition, the staff at the premises at issue were employees or agents of Defendants. The acts of the staff fall within the course and scope of employment with Defendants. Defendants are liable for the negligent acts and omissions of their employees and agents under the doctrine of vicarious liability or respondeat superior

15. Plaintiff seeks damages within the jurisdictional limits of this Court.

16. Exemplary damages. Plaintiff's injury resulted from Defendants' gross negligence, which entitles plaintiff to exemplary damages under Texas Civil Practice & Remedies Code section 41.003(a)(3).

I. PREMISES CLAIM BY INVITEE

17. Defendant was in possession of the premises at 6375 NE Loop 820, North Richland Hills on the date of the incident.
18. Plaintiff entered defendant's premises in response to defendant's invitation and for their mutual benefit as a retail shopper.
19. A condition on defendant's premises posed an unreasonable risk of harm. Specifically, slippery substance left on a hard- smooth floor within the store.
20. Defendant knew or reasonably should have known of the slippery substance on the floor.
21. Defendant had a duty to use ordinary care to ensure that the premises did not present a danger to its customers. This duty includes the duty to inspect and the duty to warn or to cure. Defendant breached the duty of ordinary care by failing to inspect, warn of, and clean the soap on the ground.
22. Defendant's breach of duty proximately caused injury to plaintiff, which resulted in the following damages:
 - a. Physical pain in the past and future.
 - b. Disfigurement in the past and future.
 - c. Physical impairment in the past and future.
 - d. Medical expenses in the past and future.
 - e. Loss of household services in the past and future.
23. Plaintiff seeks damages within the jurisdictional limits of this Court.

J. DAMAGES

24. As a proximate result of the negligence described above, Plaintiff was caused to suffer severe bodily injuries and damages in the form of:
 - a. Physical pain in the past and future.
 - b. Mental anguish in the past and future.
 - c. Disfigurement in the past and future.
 - d. Physical impairment in the past and future.
 - e. Medical expenses in the past and future.

- f. Loss of earning capacity in the past and future.
- g. Loss of consortium in the past and future.
- h. Loss of household services in the past and future.
- o. Lost profits, which is the value for the loss of anticipated profits.
- p. Mental-anguish damages for egregious conduct.

25. Plaintiff seeks damages within the jurisdictional limits of this Court.

K. T.R.C.P. 193.7 NOTICE SELF AUTHENTICATION

26. Plaintiff hereby gives notice, pursuant to Tex. R. Civ. P. 193.7, of Plaintiff's intent to utilize against the party producing same any document produced in response to written discovery served by this Plaintiff, and any documents exchanged provided between the parties (including but not limited to, correspondence, pleadings, records, and discovery responses) during the trial of this matter.

L. DESIGNATED E-SERVICE ADDRESS

27. The following is the undersigned attorney's designated e-service e-mail address for all documents and notices filed and unfiled, pursuant to Tex. R. Civ. P. 21(f)(2) & 21a:

e-service@ktclawfirm.com . This is the undersigned's only e-service address and service through any other e-mail address will be considered invalid.

M. PRAYER


28. For these reasons, Plaintiff asks that the Court issue citation for Defendant to appear and answer, and that Plaintiff be awarded a judgment against Defendant for the following:

- a. Actual damages.
- b. Exemplary damages.

- c. Prejudgment and post judgment interest.
- d. Court costs.
- e. All other relief to which plaintiff is entitled.

Respectfully submitted,

KELLY T. CURRAN LAW FIRM

A handwritten signature in black ink, appearing to read 'MC3', is written over a horizontal line.

MOSES CAGE III

State Bar No. 24055247

Midtown Office Center

5720 LBJ Fwy., Ste. 440

Dallas, Texas 75240

Phone: (469) 730-3007

Fax: (469) 458-2993

E-Service: e-service@ktclawfirm.com

E-mail: moses@ktclawfirm.com

ATTORNEY FOR PLAINTIFF(S)

CAUSE NO: 2021-000799-2

ORIGINAL CITATION

ORIGINAL PETITION



THE STATE OF TEXAS

E-FILED
TARRANT COUNTY, TEXAS
2/16/2021 1:47 PM
MARY LOUISE NICHOLSON
COUNTY CLERK
BY: M. R.

TO: Sam's Club
or wherever Defendant may be found
b/s its Registered Agent, CT Corporation System
1999 Bryan Street, #900
Dallas TX 75201
Defendant in the hereinafter styled and numbered cause.

You are commanded to appear by filing a written answer to the **Plaintiff's Original Petition** at or before 10:00 o'clock a.m. of the Monday next after the expiration of 20 days from the date of service of this citation in the County Court at Law No. 2 of Tarrant County, Texas, at the Courthouse located at 100 WEST WEATHERFORD ST., Fort Worth, Texas 76196. The **Original Petition** was filed on **February 03, 2021** and is numbered **2021-000799-2**. The case style is:

Michelle Ferrell
vs
Sam's Club

A true copy of the above-described **Original Petition** accompanies and is made a part of this citation.

Plaintiff Attorney is: Moses Cage, III
Midtown Office Center
5720 LBJ Frwy
Suite 440
Dallas TX 75240
Phone: 469-730-3007

Bar No.24055247

*** NOTICE TO DEFENDANT ***

YOU HAVE BEEN SUED. YOU MAY EMPLOY AN ATTORNEY. IF YOU OR YOUR ATTORNEY DOES NOT FILE A WRITTEN ANSWER WITH THE CLERK WHO ISSUED THIS CITATION BY 10:00 A.M. ON THE MONDAY NEXT FOLLOWING THE EXPIRATION OF TWENTY DAYS AFTER YOU WERE SERVED THIS CITATION AND PETITION, A DEFAULT JUDGMENT MAY BE TAKEN AGAINST YOU. IN ADDITION TO FILING A WRITTEN ANSWER WITH THE CLERK, YOU MAY BE REQUIRED TO MAKE INITIAL DISCLOSURES TO THE OTHER PARTIES OF THIS SUIT. THESE DISCLOSURES GENERALLY MUST BE MADE NO LATER THAN 30 DAYS AFTER YOU FILE YOUR ANSWER WITH THE CLERK. FIND OUT MORE AT TEXASLAWHELP.ORG

Issued under my hand and seal of this court on February 03, 2021 at Fort Worth, Texas, by Katherine Edwards, Clerk of the County Courts at Law court.

MARY LOUISE NICHOLSON, COUNTY CLERK
Tarrant County, Texas
County Court at Law No. 2
100 W. Weatherford St., Room 250
Fort Worth, Texas 76196-0401

By Katherine Edwards
Katherine Edwards, Deputy Clerk



OFFICER/AUTHORIZED PERSON RETURN FOR CORPORATIONS

Received on the 3 day of Feb, 2021 at 12 P M., and executed the same in
dallas County of TX (State) on the 11 day of Feb
2021 at 1215 P M., by summoning Sam's Club a corporation, by delivering to
CT Corp system President, Vice-President, Registered Agent (circle one), in person, of
the said 1999 Bryan St Dallas TX, defendant, a
true and correct copy of this citation, together with an attached copy of the Plaintiff's Original Petition, with the date of service marked
thereon.

Total Service Fees: Patrice J. Holstear 11623 8-22 Sheriff/Constable
\$ 75.00 (Authorized Person)
County, Texas

By _____, Deputy
(If Applicable)

SUBSCRIBED AND SWORN TO BEFORE ME on the 12 day of February, 2021, to
certify which witness my hand and official seal.

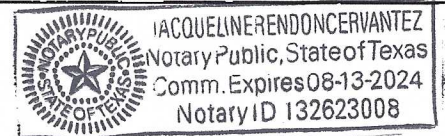
Jacqueline Rendon
Notary Public in and for Dallas
County, TX (State). My Commission expires 08/13/2024

ORIGINAL CITATION

CAUSE NO: 2021-000799-2

Michelle Ferrell
vs.

Sam's Club
or wherever Defendant may be found
b/s its Registered Agent, CT Corporation System
1999 Bryan Street, #900
Dallas TX 75201



ISSUED THIS February 03, 2021
By: Katherine Edwards, Deputy Clerk

Agency: ATTORNEY

County Court at Law No. 2
100 W. Weatherford St., Room 250
Fort Worth, Tarrant County, Texas 76196-0401

CAUSE NO. 2021-000799-2

MICHELLE FERRELL	§	IN THE COUNTY COURT
	§	
VS.	§	AT LAW NO. 2 OF
	§	
SAM'S CLUB	§	TARRANT COUNTY, TEXAS

DEFENDANT'S ORIGINAL ANSWER**TO THE HONORABLE JUDGE OF SAID COURT:**

COMES NOW, Sam's Club (incorrectly sued, correctly named "Sam's East, Inc."), Defendant in the above-entitled and numbered cause, and files its Original Answer to Plaintiff's Original Petition, and would respectfully show the Court as follows:

I. GENERAL DENIAL

Defendant generally denies the allegations contained in Plaintiff's Original Petition, demands strict proof thereof, and says this is a matter for jury decision.

II. RULE 193.7 NOTICE

Pursuant to TEXAS RULES OF CIVIL PROCEDURE 193.7, Defendant provides notice that it intends to use Plaintiff's production of all documents, tangible things and discovery items produced in response to discovery in any pre-trial proceeding or at trial.

III. JURY DEMAND

Defendant further demands a trial by jury.

WHEREFORE, PREMISES CONSIDERED, Defendant prays that upon final hearing hereof, Plaintiff take nothing by this suit, that Defendant recover its costs, and that Defendant have such other and further relief, both at law and in equity, to which it may be justly entitled.

Respectfully submitted,

COBB MARTINEZ WOODWARD PLLC

1700 Pacific Avenue, Suite 3100

Dallas, TX 75201

(214) 220-5208 (direct phone)

(214) 220-5258 (direct fax)

By: /s/ Bevan Rhine

BEVAN RHINE

Texas Bar No. 24036265

brhine@cobbmartinez.com

ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I certify a true and correct copy of this document has been forwarded to the following counsel for Plaintiff either by e-service, telefax, electronic mail, and/or regular U.S. mail on this 3rd day of March, 2021:

Moses Cage III
Kelly T. Curran Law Firm
Midtown Office Center
5720 LBJ Freeway, Suite 440
Dallas, TX 75240
469.730.3007 / fax 469.458.2993
e-service@ktclawfirm.com
moses@ktclawfirm.com

/s/ Bevan Rhine

BEVAN RHINE

No. 2021-000799-2

MICHELLE FERRELL,
Plaintiff,

v.

SAM'S CLUB,
Defendant.§
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§**IN THE COUNTY COURT****AT LAW NO. 2****TARRANT COUNTY, TEXAS**

NOTICE OF FILING OF AFFIDAVITS

Dear Clerk:

Enclosed for e-filing are the following Affidavits:

1. Affidavit of Cost of Services by Custodian Medical City North Hills;
2. Medical Record Affidavit Medical City North Hills;
3. Affidavit of Cost of Services by Custodian Questcare Medical Services;
4. Affidavit of Cost of Services by Custodian Radiology Associates of North Texas;
5. Affidavit of Cost of Services by Custodian Premier Injury Clinic of DFW Haltom City;
6. Medical Record Affidavit Premier Injury Clinic of DFW Haltom City;
7. Affidavit of Cost of Services by Custodian ASP Cares;
8. Affidavit of Cost of Services by Custodian MDN, PA;
9. Medical Record Affidavit MDN, PA;
10. Affidavit of Cost of Services by Custodian MRI Centers of Texas;
11. Medical Record Affidavit MRI Centers of Texas;
12. Affidavit of Cost of Services by Custodian Uptown Radiology Associates;
13. Affidavit of Cost of Services by Custodian Comprehensive Spine Center of Dallas;
14. Medical Record Affidavit Comprehensive Spine Center of Dallas;
15. Affidavit of Cost of Services by Custodian DFW Prescription Pharmacy;
16. Affidavit of Cost of Services by Custodian MetroPlex DME; and
17. Medical Record Affidavit MetroPlex DME

Respectfully submitted,

LAW OFFICES OF KELLY T. CURRAN
Midtown Office Center
5720 LBJ Freeway, Suite 440
Dallas, Texas 75240
(469) 730-3007 - Phone
(469) 458-2993 - Fax
E-mail moses@ktclawfirm.com
E-Service: e-service@ktclawfirm.com

BY: 

Moses Cage III
State Bar No. 24055247
ATTORNEY FOR PLAINTIFF

CERTIFICATE OF SERVICE

In accordance with Rule 21a of the Texas Rules of Civil Procedure, I hereby certify that a true and correct copy of the above and foregoing document was forwarded on, Friday, March 5, 2021 to:

E-SERVICE & REGULAR MAIL

Bevan Rhine
COBB MARTINEZ WOODWARD, PLLC
1700 Pacific Avenue, Ste. 3100
Dallas, TX 75201



Moses Cage III

No. 2021-000799-2

MICHELLE FERRELL,
Plaintiff,

v.

SAM'S CLUB,
Defendant.

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IN THE COUNTY COURT

AT LAW NO. 2

TARRANT COUNTY, TEXAS

**AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
MEDICAL CITY NORTH HILLS**

STATE OF TEXAS
COUNTY OF BEXAR

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AFFIDAVIT OF RECORDS CUSTODIAN

Before me, the undersigned authority, personally appeared SHELLY SHAUT, who, being by me duly sworn, deposed as follows:

My name is SHELLY SHAUT. I am of sound mind and capable of making this affidavit, and personally acquainted with the facts herein stated.

I am a custodian of records for MEDICAL CITY NORTH HILLS ("Hospital"). Attached to this affidavit are records that provide an itemized statement of the service and the charge for the service that Hospital provided to MICHELLE FERRELL on 03/04/2020 TO 03/04/2020. The attached records are a part of this affidavit.

The attached records are kept by Hospital in the regular course of business, and it was the regular course of business of Hospital for an employee or representative of Hospital, with knowledge of the service provided, to make the record or to transmit information to be included in the record. The records were made in the regular course of business at or near the time or reasonably soon after the time the service was provided. The records are the original or a duplicate of the original.

Pursuant to Texas Civil Practice & Remedies Code § 18.002(b-1), the services provided were necessary and the amount charged for the services was reasonable at the time and place that the services were provided.

The total amount paid for the services was \$503.88 and the amount currently unpaid but which Hospital has a right to be paid after any adjustments or credits is \$62.00

** The amount paid and the amount the Hospital has a right to be paid may change pending potential payment from the patient's health insurance.

Shelly Shaut
Affiant

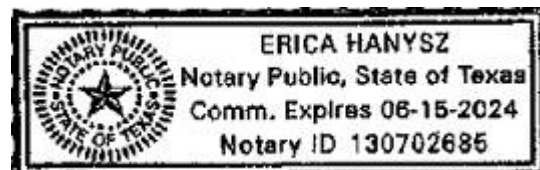
SWORN TO AND SUBSCRIBED before me on this 22 day of September, 2020.

My commission expires:

06-15-2024

Erica Hanyasz
Notary Public, State of Texas

Printed Name Erica Hanyasz



No. 2021-000799-2

MICHELLE FERRELL,	§	IN THE COUNTY COURT
<i>Plaintiff,</i>	§	
	§	
v.	§	AT LAW NO. 2
	§	
SAM'S CLUB,	§	
<i>Defendant.</i>	§	TARRANT COUNTY, TEXAS

MEDICAL RECORD AFFIDAVIT
MEDICAL CITY NORTH HILLS

Patient: MICHELLE FERRELL Medical Record Number: N000636427 eRequest ID: 49101666
 Facility: Medical City North Hills Phone Number: 817-255-1703
 Address: 4401 Booth Calloway Rd City/State: North Richland Hills, TX Zip: 76180

CERTIFICATION OF MEDICAL RECORDS

Before me, the undersigned authority, personally appeared Priscilla Garcia

Who, being by me duly sworn, deposed as follows:

My name is Priscilla Garcia, I am of sound mind, capable of making this affidavit and personally acquainted with the facts herein stated:

I am the custodian of the medical records for Medical City North Hills

Attached hereto are 68 pages of medical records.

These said 68 pages of medical records are kept by Medical City North Hills in the regular course of business, and it was in the regular course of business of Medical City North Hills for an employee or representative of Medical City North Hills with knowledge of the act, event, condition, opinion or diagnosis, was ordered to make the record or to transmit information thereof to be included in such records; and the records were made at or near the time of reasonably soon thereafter. The records attached hereto are the original or exact duplicates of the original.

CERTIFICATION OF NO RECORDS

- ☐ A thorough search of requested information carried out under my direction and control revealed that this facility does not have the records described in the patient authorization or the subpoena duces tecum.

DECLARATION OF CUSTODIAN OF RECORDS

I, Priscilla Garcia, am the duly authorized Custodian of Records of the above named facility. I am familiar with the mode of preparation of, and have the authority to certify, the facility record. I declare under penalty of perjury under the laws of the State of Texas, County of Tarrant that the foregoing is true and correct.

Priscilla Garcia
Signature

9/8/2020
Date

Subscribed and sworn to me, a notary public in and for said county, this 8 Day of September 2020

Terena Springfield
Notary Public

My commission expires: April 17, 2023

In states where a Notary is not required, this form will only include signature and date of the notary custodian.



No. 2021-000799-2

MICHELLE FERRELL,
Plaintiff,

v.

SAM'S CLUB,
Defendant.

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IN THE COUNTY COURT

AT LAW NO. 2

TARRANT COUNTY, TEXAS

AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
QUESTCARE MEDICAL SERVICES

**AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
QUESTCARE MEDICAL SVCS, PLLC**

Before me, the undersigned notary, on this day personally appeared Kiara Abner, the affiant, whose identity is known to me. After I administered an oath, affiant testified as follows:

1. "My name is Kiara Abner. I am over 18 years of age, of sound mind, and capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

2. "I am the custodian of records for **QUESTCARE MEDICAL SVCS, PLLC**.

3. "Attached to this affidavit are records that contain an itemized statement of the service and the charge for the service that **QUESTCARE MEDICAL SVCS, PLLC** provided to **Michelle Ferrell**. The attached records are a part of this affidavit.

4. "These records are kept by **QUESTCARE MEDICAL SVCS, PLLC** in the regular course of business, and it was the regular course of business of **QUESTCARE MEDICAL SVCS, PLLC** for an employee or representative of **QUESTCARE MEDICAL SVCS, PLLC** with knowledge of the service provided, to make these records or to transmit the information to be included in them. The records were made at or near the time of the service or reasonably soon after it was provided. The records attached to this affidavit are the originals or duplicates of the originals.

5. "The service provided was necessary, and the amount charged for the service was reasonable at the time and place that the service was provided.

6. "The total amount paid for the service was \$ 047.33. The amount currently unpaid but for which **QUESTCARE MEDICAL SVCS, PLLC** has a right to be paid after any adjustments or credits is \$ 0."

DocuSigned by:
Kiara Abner
Signature of Affiant

Sworn to and subscribed before me by Kiara Abner on Sept 1, 2026.

Commonwealth of Pennsylvania - Notary Seal
Michelle Lewis, Notary Public
Montgomery County
My commission expires April 18, 2024
Commission number 1297710
Member, Pennsylvania Association of Notaries

Michelle Lewis
Notary Public in and for
the State of ~~Texas~~ PA
My commission expires: 4-18-24

No. 2021-000799-2

MICHELLE FERRELL,	§	IN THE COUNTY COURT
<i>Plaintiff,</i>	§	
	§	
v.	§	AT LAW NO. 2
	§	
SAM'S CLUB,	§	
<i>Defendant.</i>	§	TARRANT COUNTY, TEXAS

AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
RADIOLOGY ASSOCIATES OF NORTH TEXAS

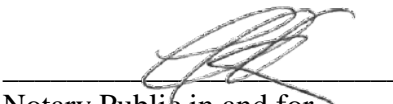
**AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
RADIOLOGY ASSOCIATES OF NORTH TEXAS**

Before me, the undersigned notary, on this day personally appeared Callie Gallemore, the affiant, whose identity is known to me. After I administered an oath, affiant testified as follows:

1. "My name is Callie Gallemore. I am over 18 years of age, of sound mind, and capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.
2. "I am the custodian of records for **RADIOLOGY ASSOCIATES OF NORTH TEXAS**.
3. "Attached to this affidavit are records that contain an itemized statement of the service and the charge for the service that **RADIOLOGY ASSOCIATES OF NORTH TEXAS** provided to **Michelle Ferrell**. The attached records are a part of this affidavit.
4. "These records are kept by **RADIOLOGY ASSOCIATES OF NORTH TEXAS** in the regular course of business, and it was the regular course of business of **RADIOLOGY ASSOCIATES OF NORTH TEXAS** for an employee or representative of **RADIOLOGY ASSOCIATES OF NORTH TEXAS** with knowledge of the service provided, to make these records or to transmit the information to be included in them. The records were made at or near the time of the service or reasonably soon after it was provided. The records attached to this affidavit are the originals or duplicates of the originals.
5. "The service provided was necessary, and the amount charged for the service was reasonable at the time and place that the service was provided.
6. "The total amount paid for the service was \$ 130.02. The amount currently unpaid but for which **RADIOLOGY ASSOCIATES OF NORTH TEXAS** has a right to be paid after any adjustments or credits is \$ 0.00."


Signature of Affiant

Sworn to and subscribed before me by Radiology Associates of North Texas on August 18th, 2020.



Notary Public in and for
the State of Texas
My commission expires: 10/27/2021

No. 2021-000799-2

MICHELLE FERRELL,	§	IN THE COUNTY COURT
<i>Plaintiff,</i>	§	
	§	
v.	§	AT LAW NO. 2
	§	
SAM'S CLUB,	§	
<i>Defendant.</i>	§	TARRANT COUNTY, TEXAS

AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
ASP CARES

**AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
ASP CARES**

Before me, the undersigned notary, on this day personally appeared Alma Lites, the affiant, whose identity is known to me. After I administered an oath, affiant testified as follows:

1. "My name is Alma Lites. I am over 18 years of age, of sound mind, and capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

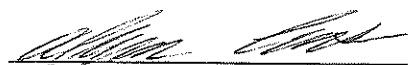
2. "I am the custodian of records for **ASP CARES**.

3. "Attached to this affidavit are records that contain an itemized statement of the service and the charge for the service that **ASP CARES** provided to **Michelle Ferrell**. The attached records are a part of this affidavit.

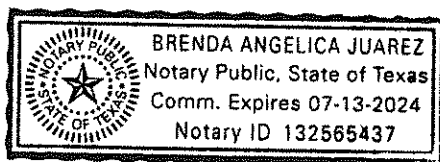
4. "These records are kept by **ASP CARES** in the regular course of business, and it was the regular course of business of **ASP CARES** for an employee or representative of **ASP CARES** with knowledge of the service provided, to make these records or to transmit the information to be included in them. The records were made at or near the time of the service or reasonably soon after it was provided. The records attached to this affidavit are the originals or duplicates of the originals.

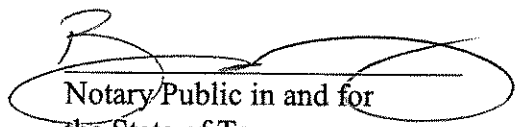
5. "The service provided was necessary, and the amount charged for the service was reasonable at the time and place that the service was provided.

6. "The total amount paid for the service was \$ 0. The amount currently unpaid but for which **ASP CARES** has a right to be paid after any adjustments or credits is \$ 749.00."


Signature of Affiant

Sworn to and subscribed before me by Alma Lites on August 7
2020.




Notary Public in and for
the State of Texas

My commission expires: 7.13.24

**AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
ASP CARES**

Before me, the undersigned notary, on this day personally appeared Alma Lites, the affiant, whose identity is known to me. After I administered an oath, affiant testified as follows:

1. "My name is Alma Lites. I am over 18 years of age, of sound mind, and capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

2. "I am the custodian of records for **ASP CARES**.

3. "Attached to this affidavit are records that contain an itemized statement of the service and the charge for the service that **ASP CARES** provided to **Michelle Ferrell**. The attached records are a part of this affidavit.

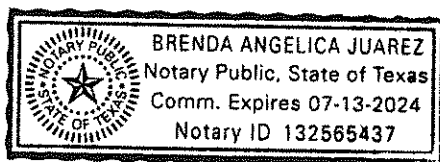
4. "These records are kept by **ASP CARES** in the regular course of business, and it was the regular course of business of **ASP CARES** for an employee or representative of **ASP CARES** with knowledge of the service provided, to make these records or to transmit the information to be included in them. The records were made at or near the time of the service or reasonably soon after it was provided. The records attached to this affidavit are the originals or duplicates of the originals.

5. "The service provided was necessary, and the amount charged for the service was reasonable at the time and place that the service was provided.

6. "The total amount paid for the service was \$ 0. The amount currently unpaid but for which **ASP CARES** has a right to be paid after any adjustments or credits is \$ 749.00."

[Signature]
Signature of Affiant

Sworn to and subscribed before me by Alma Lites on August 7
2020.



[Signature]
Notary Public in and for
the State of Texas

My commission expires: 7.13.24

No. 2021-000799-2

MICHELLE FERRELL,
Plaintiff,

v.

SAM'S CLUB,
Defendant.

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IN THE COUNTY COURT

AT LAW NO. 2

TARRANT COUNTY, TEXAS

AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
MDN, PA

**AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN OF
MDN, P.A.**

STATE OF TEXAS §
COUNTY OF DALLAS §

Before me, the undersigned authority, personally appeared **Edwardo Dehoyos**, who, being by me duly sworn deposed as follows:

"My name is **Edwardo Dehoyos**. I am of sound mind and capable of making this affidavit, and personally acquainted with the facts herein stated. I am a custodian of records of MDN, P.A. Attached to this affidavit are records that provide an itemized statement of the service and the charge for that service that MDN, P.A. provided to **Michelle Ferrell** on 3/23/2020. The attached records are a part of this affidavit.

The attached records are kept by MDN, P.A. in the regular course of business, and it was the regular course of business of MDN, P.A. for an employee or representative of MDN, P.A., with knowledge of the service provided, to make the record or to transmit information to be included in the record. The records were made in the regular course of business at or near the time or reasonably soon after the time the service was provided. The records are the original or a duplicate of the original.

The services provided were necessary and the amount charged for the services was reasonable at the time and place that the services were provided. The total amount paid for the services was **\$0.00** and the amount currently unpaid but which MDN, P.A. has a right to be paid after any adjustments or credits is **\$1,095.00**.



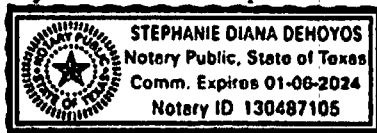
Affiant

SWORN TO and SUBSCRIBED before me by **Edwardo Dehoyos** on **08/28/2020**



Notary Public in and for the State of Texas
Stephanie Dehoyos

My Commission expires: **1/06/2024**



No. 2021-000799-2

MICHELLE FERRELL,	§	IN THE COUNTY COURT
<i>Plaintiff,</i>	§	
	§	
v.	§	AT LAW NO. 2
	§	
SAM'S CLUB,	§	
<i>Defendant.</i>	§	TARRANT COUNTY, TEXAS

MEDICAL RECORD AFFIDAVIT
MDN, PA

**AFFIDAVIT OF MEDICAL RECORDS CUSTODIAN OF
MDN, P.A.**

STATE OF TEXAS §
COUNTY OF DALLAS §

Before me, the undersigned authority, personally appeared **Eduardo Dehoyos**, who being by me duly sworn, deposed as follows:

1. "My name is **Eduardo Dehoyos**. I am of sound mind, capable of making this affidavit, and personally acquainted with the facts herein stated.
2. I am the custodian of records of MDN, P.A.. Attached to this affidavit are records of the medical services that MDN, P.A. provided to **Michelle Ferrell**. The attached records are a part of this affidavit.
3. The attached records are kept by MDN, P.A. in the regular course of business, and it was in the regular course of business of MDN, P.A. for an employee or representative of MDN, P.A., with knowledge of the act, event condition, opinion, or diagnosis, recorded to make the record or to transmit information thereof to be included in such record; and record was made at or near the time or reasonably soon thereafter. The records attached to this affidavit are the original or exact duplicates of the original."



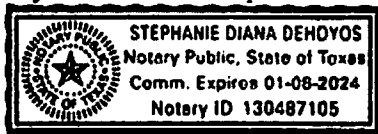
Affiant

SWORN TO and SUBSCRIBED before me by **Eduardo Dehoyos** on **08/28/2020**



Notary Public in and for the State of Texas
Stephanie Dehoyos

My Commission expires: 1/06/2024



No. 2021-000799-2

MICHELLE FERRELL,
Plaintiff,

v.

SAM'S CLUB,
Defendant.

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IN THE COUNTY COURT

AT LAW NO. 2

TARRANT COUNTY, TEXAS

AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
MRI CENTERS OF TEXAS

**AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
MRI CENTERS OF TEXAS**

Before me, the undersigned notary, on this day personally appeared Sandra Webb, the affiant, whose identity is known to me. After I administered an oath, affiant testified as follows:

1. "My name is Sandra Webb. I am over 18 years of age, of sound mind, and capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

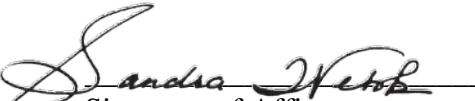
2. "I am the custodian of records for **MRI CENTERS OF TEXAS**.

3. "Attached to this affidavit are records that contain an itemized statement of the service and the charge for the service that **MRI CENTERS OF TEXAS** provided to **Michelle Ferrell**. The attached records are a part of this affidavit.

4. "These records are kept by **MRI CENTERS OF TEXAS** in the regular course of business, and it was the regular course of business of **MRI CENTERS OF TEXAS** for an employee or representative of **MRI CENTERS OF TEXAS** with knowledge of the service provided, to make these records or to transmit the information to be included in them. The records were made at or near the time of the service or reasonably soon after it was provided. The records attached to this affidavit are the originals or duplicates of the originals.

5. "The service provided was necessary, and the amount charged for the service was reasonable at the time and place that the service was provided.

6. "The total amount paid for the service was \$ 0. The amount currently unpaid but for which **MRI CENTERS OF TEXAS** has a right to be paid after any adjustments or credits is \$ 2,634.00."


Signature of Affiant

Sworn to and subscribed before me by Sandra Webb on october 20,
2020.

Notary Public in and for
the State of Texas
My commission expires: 06-14-2024

No. 2021-000799-2

MICHELLE FERRELL,
Plaintiff,

v.

SAM'S CLUB,
Defendant.

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IN THE COUNTY COURT

AT LAW NO. 2

TARRANT COUNTY, TEXAS

MEDICAL RECORD AFFIDAVIT
MRI CENTERS OF TEXAS

**MEDICAL RECORD AFFIDAVIT
MRI CENTERS OF TEXAS**

Before me, the undersigned notary, on this day, personally appeared Sandra Webb, a person whose identity is known to me. After I administered an oath to upon (his/her) oath, (he/she) stated:

1. My name is Sandra Webb. I am of sound mind and capable of making this affidavit. I have personal knowledge of the facts stated in this affidavit, and they are true and correct.

2. I am the custodian of records of **MRI Centers of Texas** (hereinafter “the said Medical Provider”). Attached to this affidavit are records from the said Medical Provider for services provided to **Michelle Ferrell**. These records are kept by the said Medical Provider in the regular course of business, and it was the regular course of business of the said Medical Provider for an employee or representative of the said Medical Provider, with knowledge of the act, event condition, opinion, or diagnosis that was recorded, to make this record or to transmit the information to be included in this record. The records were made at or near the time or reasonably soon after the act, event, condition, opinion, or diagnosis that was recorded. The records attached to this affidavit are the original or exact duplicated of the original.


Signature of Affiant

Sworn to and subscribed before me by Sandra Webb on October 20,
2020.

Notary Public in and for
the State of Texas
My commission expires: 06-14-2024

No. 2021-000799-2

MICHELLE FERRELL,	§	IN THE COUNTY COURT
<i>Plaintiff,</i>	§	
	§	
v.	§	AT LAW NO. 2
	§	
SAM'S CLUB,	§	
<i>Defendant.</i>	§	TARRANT COUNTY, TEXAS

AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
UPTOWN RADIOLOGY ASSOCIATES

**AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
UPTOWN RADIOLOGY ASSOCIATES**

Before me, the undersigned notary, on this day personally appeared KARLA FERNANDEZ, the affiant, whose identity is known to me. After I administered an oath, affiant testified as follows:

1. "My name is KARLA FERNANDEZ. I am over 18 years of age, of sound mind, and capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

2. "I am the custodian of records for **UPTOWN RADIOLOGY ASSOCIATES**.

3. "Attached to this affidavit are records that contain an itemized statement of the service and the charge for the service that **UPTOWN RADIOLOGY ASSOCIATES** provided to **Michelle Ferrell**. The attached records are a part of this affidavit.

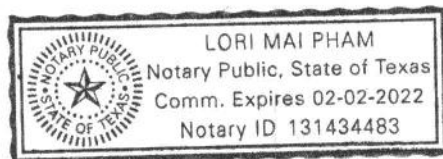
4. "These records are kept by **UPTOWN RADIOLOGY ASSOCIATES** in the regular course of business, and it was the regular course of business of **UPTOWN RADIOLOGY ASSOCIATES** for an employee or representative of **UPTOWN RADIOLOGY ASSOCIATES** with knowledge of the service provided, to make these records or to transmit the information to be included in them. The records were made at or near the time of the service or reasonably soon after it was provided. The records attached to this affidavit are the originals or duplicates of the originals.

5. "The service provided was necessary, and the amount charged for the service was reasonable at the time and place that the service was provided.

6. "The total amount paid for the service was \$ 0. The amount currently unpaid but for which **UPTOWN RADIOLOGY ASSOCIATES** has a right to be paid after any adjustments or credits is \$ 595.00."

[Signature]
Signature of Affiant

Sworn to and subscribed before me by KARLA FERNANDEZ on AUGUST 20 2020



[Signature]
Notary Public in and for
the State of Texas

My commission expires: 2/2/22

No. 2021-000799-2

MICHELLE FERRELL,
Plaintiff,

v.

SAM'S CLUB,
Defendant.

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IN THE COUNTY COURT

AT LAW NO. 2

TARRANT COUNTY, TEXAS

AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
COMPREHENSIVE SPINE CENTER OF DALLAS

**AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
COMPREHENSIVE SPINE CENTER OF DALLAS**

Before me, the undersigned notary, on this day personally appeared Jennifer Chavez, the affiant, whose identity is known to me. After I administered an oath, affiant testified as follows:

1. "My name is Jennifer Chavez. I am over 18 years of age, of sound mind, and capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

2. "I am the custodian of records for **COMPREHENSIVE SPINE CENTER OF DALLAS**.

3. "Attached to this affidavit are records that contain an itemized statement of the service and the charge for the service that **COMPREHENSIVE SPINE CENTER OF DALLAS** provided to **Michelle Ferrell**. The attached records are a part of this affidavit.

4. "These records are kept by **COMPREHENSIVE SPINE CENTER OF DALLAS** in the regular course of business, and it was the regular course of business of **COMPREHENSIVE SPINE CENTER OF DALLAS** for an employee or representative of **COMPREHENSIVE SPINE CENTER OF DALLAS** with knowledge of the service provided, to make these records or to transmit the information to be included in them. The records were made at or near the time of the service or reasonably soon after it was provided. The records attached to this affidavit are the originals or duplicates of the originals.

5. "The service provided was necessary, and the amount charged for the service was reasonable at the time and place that the service was provided.

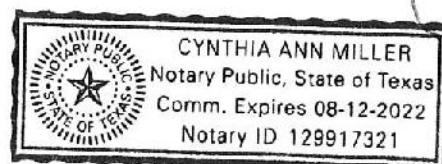
6. "The total amount paid for the service was \$ 0.00. The amount currently unpaid but for which **COMPREHENSIVE SPINE CENTER OF DALLAS** has a right to be paid after any adjustments or credits is \$ 2,245.00."

Jennifer Chavez
Signature of Affiant

Sworn to and subscribed before me by Jennifer Chavez on 13th August
20 20

[Signature]
Notary Public in and for
the State of Texas

My commission expires: August 14 2022



No. 2021-000799-2

MICHELLE FERRELL,	§	IN THE COUNTY COURT
<i>Plaintiff,</i>	§	
	§	
v.	§	AT LAW NO. 2
	§	
SAM'S CLUB,	§	
<i>Defendant.</i>	§	TARRANT COUNTY, TEXAS

MEDICAL RECORD AFFIDAVIT
COMPREHENSIVE SPINE CENTER OF DALLAS

**MEDICAL RECORD AFFIDAVIT
COMPREHENSIVE SPINE CENTER OF DALLAS**

Before me, the undersigned notary, on this day, personally appeared Jennifer Chavez, a person whose identity is known to me. After I administered an oath to upon (his/her) oath, (he/she) stated:

1. My name is Jennifer Chavez. I am of sound mind and capable of making this affidavit. I have personal knowledge of the facts stated in this affidavit, and they are true and correct.

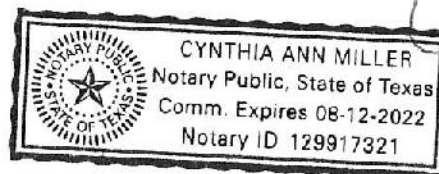
2. I am the custodian of records of **Comprehensive Spine Center of Dallas** (hereinafter "the said Medical Provider"). Attached to this affidavit are records from the said Medical Provider for services provided to **Michelle Ferrell**. These records are kept by the said Medical Provider in the regular course of business, and it was the regular course of business of the said Medical Provider for an employee or representative of the said Medical Provider, with knowledge of the act, event condition, opinion, or diagnosis that was recorded, to make this record or to transmit the information to be included in this record. The records were made at or near the time or reasonably soon after the act, event, condition, opinion, or diagnosis that was recorded. The records attached to this affidavit are the original or exact duplicated of the original.

Jennifer Chavez
Signature of Affiant

Sworn to and subscribed before me by Jennifer Chavez on 13th August
20 20

[Signature]
Notary Public in and for
the State of Texas

My commission expires: August 12, 2022



No. 2021-000799-2

MICHELLE FERRELL,	§	IN THE COUNTY COURT
<i>Plaintiff,</i>	§	
	§	
v.	§	AT LAW NO. 2
	§	
SAM'S CLUB,	§	
<i>Defendant.</i>	§	TARRANT COUNTY, TEXAS

AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
DFW PRESCRIPTION PHARMACY

**AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
DFW PRESCRIPTION PHARMACY**

Before me, the undersigned notary, on this day personally appeared Joseph Harmison the affiant, whose identity is known to me. After I administered an oath, affiant testified as follows:

1. "My name is Joseph Harmison. I am over 18 years of age, of sound mind, and capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

2. "I am the custodian of records for **DFW PRESCRIPTION PHARMACY**.

3. "Attached to this affidavit are records that contain an itemized statement of the service and the charge for the service that **DFW PRESCRIPTION PHARMACY** provided to Michelle Ferrell. The attached records are a part of this affidavit.

4. "These records are kept by **DFW PRESCRIPTION PHARMACY** in the regular course of business, and it was the regular course of business of **DFW PRESCRIPTION PHARMACY** for an employee or representative of **DFW PRESCRIPTION PHARMACY** with knowledge of the service provided, to make these records or to transmit the information to be included in them. The records were made at or near the time of the service or reasonably soon after it was provided. The records attached to this affidavit are the originals or duplicates of the originals.

5. "The service provided was necessary, and the amount charged for the service was reasonable at the time and place that the service was provided.

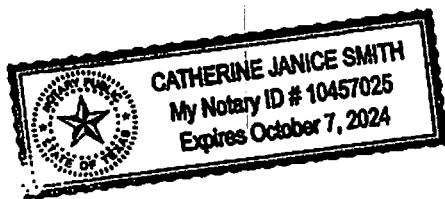
6. "The total amount paid for the service was \$ 0. The amount currently unpaid but for which **DFW PRESCRIPTION PHARMACY** has a right to be paid after any adjustments or credits is \$ 235.32."

Joseph Harmison
Signature of Affiant

Sworn to and subscribed before me by Joseph Harmison on August 10th, 2020

Catherine Janice Smith
Notary Public in and for
the State of Texas

My commission expires: 10-7-2024



No. 2021-000799-2

MICHELLE FERRELL,	§	IN THE COUNTY COURT
<i>Plaintiff,</i>	§	
	§	
v.	§	AT LAW NO. 2
	§	
SAM'S CLUB,	§	
<i>Defendant.</i>	§	TARRANT COUNTY, TEXAS

AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
METROPLEX DME

**AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
METROPLEX DME**

Before me, the undersigned notary, on this day personally appeared Jennifer Chavez, the affiant, whose identity is known to me. After I administered an oath, affiant testified as follows:

1. "My name is Jennifer Chavez. I am over 18 years of age, of sound mind, and capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

2. "I am the custodian of records for **METROPLEX DME**.

3. "Attached to this affidavit are records that contain an itemized statement of the service and the charge for the service that **METROPLEX DME** provided to **Michelle Ferrell**. The attached records are a part of this affidavit.

4. "These records are kept by **METROPLEX DME** in the regular course of business, and it was the regular course of business of **METROPLEX DME** for an employee or representative of **METROPLEX DME** with knowledge of the service provided, to make these records or to transmit the information to be included in them. The records were made at or near the time of the service or reasonably soon after it was provided. The records attached to this affidavit are the originals or duplicates of the originals.

5. "The service provided was necessary, and the amount charged for the service was reasonable at the time and place that the service was provided.

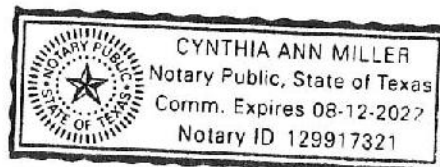
6. "The total amount paid for the service was \$ 0.00. The amount currently unpaid but for which **METROPLEX DME** has a right to be paid after any adjustments or credits is \$ 645.00."

Jennifer Chavez
Signature of Affiant

Sworn to and subscribed before me by Jennifer Chavez on 13th August
20 20

[Signature]
Notary Public in and for
the State of Texas

My commission expires: August 12, 2022



No. 2021-000799-2

MICHELLE FERRELL,
Plaintiff,

v.

SAM'S CLUB,
Defendant.

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IN THE COUNTY COURT

AT LAW NO. 2

TARRANT COUNTY, TEXAS

MEDICAL RECORD AFFIDAVIT
METROPLEX DME

**MEDICAL RECORD AFFIDAVIT
METROPLEX DME**

Before me, the undersigned notary, on this day, personally appeared Jennifer Chavez, a person whose identity is known to me. After I administered an oath to upon (his/her) oath, (he/she) stated:

1. My name is Jennifer Chavez. I am of sound mind and capable of making this affidavit. I have personal knowledge of the facts stated in this affidavit, and they are true and correct.

2. I am the custodian of records of **Metroplex DME** (hereinafter "the said Medical Provider"). Attached to this affidavit are records from the said Medical Provider for services provided to **Michelle Ferrell**. These records are kept by the said Medical Provider in the regular course of business, and it was the regular course of business of the said Medical Provider for an employee or representative of the said Medical Provider, with knowledge of the act, event condition, opinion, or diagnosis that was recorded, to make this record or to transmit the information to be included in this record. The records were made at or near the time or reasonably soon after the act, event, condition, opinion, or diagnosis that was recorded. The records attached to this affidavit are the original or exact duplicated of the original.

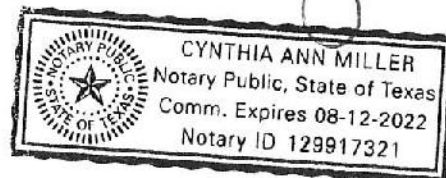
Jennifer Chavez
Signature of Affiant

Sworn to and subscribed before me by
20 20

Jennifer Chavez on 13th August

[Signature]
Notary Public in and for
the State of Texas

My commission expires: August 12, 2022



No. 2021-000799-2

MICHELLE FERRELL,
Plaintiff,

v.

SAM'S CLUB,
Defendant.

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IN THE COUNTY COURT

AT LAW NO. 2

TARRANT COUNTY, TEXAS

NOTICE OF FILING OF AFFIDAVITS

Dear Clerk:

Enclosed for e-filing are the following Affidavits:

1. Affidavit of Cost of Services by Custodian Premier Injury Clinic of DFW Haltom City; and
2. Medical Record Affidavit Premier Injury Clinic of DFW Haltom City

Respectfully submitted,

LAW OFFICES OF KELLY T. CURRAN
Midtown Office Center
5720 LBJ Freeway, Suite 440
Dallas, Texas 75240
(469) 730-3007 - Phone
(469) 458-2993 - Fax
E-mail moses@ktclawfirm.com
E-Service: e-service@ktclawfirm.com

BY: 

Moses Cage III
State Bar No. 24055247
ATTORNEY FOR PLAINTIFF

CERTIFICATE OF SERVICE

In accordance with Rule 21a of the Texas Rules of Civil Procedure, I hereby certify that a true and correct copy of the above and foregoing document was forwarded on, Wednesday, March 10, 2021 to:

E-SERVICE & REGULAR MAIL

Bevan Rhine
COBB MARTINEZ WOODWARD, PLLC
1700 Pacific Avenue, Ste. 3100
Dallas, TX 75201



Moses Cage III

No. 2021-000799-2

MICHELLE FERRELL,
Plaintiff,

v.

SAM'S CLUB,
Defendant.

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IN THE COUNTY COURT

AT LAW NO. 2

TARRANT COUNTY, TEXAS

AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
PREMIER INJURY CLINIC OF DFW HALTOM CITY

**AFFIDAVIT OF COST OF SERVICES BY CUSTODIAN
PREMIER INJURY CLINIC OF DFW HALTOM CITY**

Before me, the undersigned notary, on this day personally appeared Stephane Rodriguez the affiant, whose identity is known to me. After I administered an oath, affiant testified as follows:

1. "My name is Stephane Rodriguez. I am over 18 years of age, of sound mind, and capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

2. "I am the custodian of records for **PREMIER INJURY CLINIC OF DFW HALTOM CITY**.

3. "Attached to this affidavit are records that contain an itemized statement of the service and the charge for the service that **PREMIER INJURY CLINIC OF DFW HALTOM CITY** provided to **Michelle Ferrell**. The attached records are a part of this affidavit.

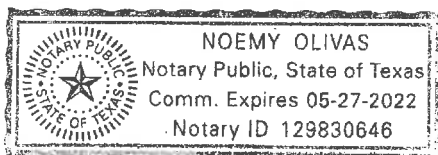
4. "These records are kept by **PREMIER INJURY CLINIC OF DFW HALTOM CITY** in the regular course of business, and it was the regular course of business of **PREMIER INJURY CLINIC OF DFW HALTOM CITY** for an employee or representative of **PREMIER INJURY CLINIC OF DFW HALTOM CITY** with knowledge of the service provided, to make these records or to transmit the information to be included in them. The records were made at or near the time of the service or reasonably soon after it was provided. The records attached to this affidavit are the originals or duplicates of the originals.

5. "The service provided was necessary, and the amount charged for the service was reasonable at the time and place that the service was provided.

6. "The total amount paid for the service was \$ 0. The amount currently unpaid but for which **PREMIER INJURY CLINIC OF DFW HALTOM CITY** has a right to be paid after any adjustments or credits is \$ 9040.00."

Stephane Rodriguez
Signature of Affiant

Sworn to and subscribed before me by Stephane Rodriguez on January 14
2021



[Signature]
Notary Public in and for
the State of Texas

My commission expires: May 27 2022

No. 2021-000799-2

MICHELLE FERRELL,
Plaintiff,

v.

SAM'S CLUB,
Defendant.

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IN THE COUNTY COURT

AT LAW NO. 2

TARRANT COUNTY, TEXAS

MEDICAL RECORD AFFIDAVIT
PREMIER INJURY CLINIC OF DFW HALTOM CITY

**MEDICAL RECORD AFFIDAVIT
PREMIER INJURY CLINIC OF DFW HALTOM CITY**

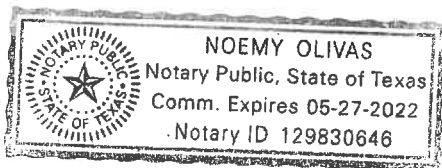
Before me, the undersigned notary, on this day, personally appeared Stephanie Rodriguez a person whose identity is known to me. After I administered an oath to upon (his/her) oath, (he/she) stated:

1. My name is Stephanie Rodriguez. I am of sound mind and capable of making this affidavit. I have personal knowledge of the facts stated in this affidavit, and they are true and correct.

2. I am the custodian of records of **Premier Injury Clinic of DFW Haltom City** (hereinafter "the said Medical Provider"). Attached to this affidavit are records from the said Medical Provider for services provided to **Michelle Ferrell**. These records are kept by the said Medical Provider in the regular course of business, and it was the regular course of business of the said Medical Provider for an employee or representative of the said Medical Provider, with knowledge of the act, event condition, opinion, or diagnosis that was recorded, to make this record or to transmit the information to be included in this record. The records were made at or near the time or reasonably soon after the act, event, condition, opinion, or diagnosis that was recorded. The records attached to this affidavit are the original or exact duplicated of the original.

Stephanie Rodriguez
Signature of Affiant

Sworn to and subscribed before me by Stephanie Rodriguez on January 18
2021.



[Signature]
Notary Public in and for
the State of Texas

My commission expires: May 27 2022